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7 Attorneys for Plaintiffs  
LENSCRAFTERS, INC. and EYEXAM OF  
8 CALIFORNIA, INC.

9 IN THE UNITED STATES DISTRICT COURT  
10

11 NORTHERN DISTRICT OF CALIFORNIA

12 LENSCRAFTERS, INC. and EYEXAM OF  
CALIFORNIA, INC.,

Case No.: C-07-2853 SBA

13 Plaintiffs,  
14  
15 v.  
16 LIBERTY MUTUAL FIRE INSURANCE  
17 COMPANY; EXECUTIVE RISK SPECIALTY  
INSURANCE COMPANY; UNITED STATES  
18 FIRE INSURANCE COMPANY; MARKEL  
AMERICAN INSURANCE COMPANY and  
WESTCHESTER FIRE INSURANCE COMPANY,  
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**[PROPOSED] ORDER GRANTING  
PLAINTIFFS' MOTION TO DISMISS  
WITHOUT PREJUDICE CLAIMS  
AGAINST DEFENDANTS LIBERTY  
MUTUAL FIRE INSURANCE  
COMPANY, EXECUTIVE RISK  
SPECIALTY INSURANCE COMPANY  
AND WESTCHESTER FIRE  
INSURANCE COMPANY**

Date: April 8, 2008  
Time: 1:00 p.m.  
Courtroom: 3  
The Hon. Saundra Brown Armstrong

20 Defendants,  
21  
22 AND RELATED COUNTER- AND CROSS-  
CLAIMS.  
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This matter comes before the Court on the motion of plaintiffs LensCrafters, Inc. and EYEXAM of California, Inc. to dismiss without prejudice plaintiffs' claims against defendants Liberty Mutual Fire Insurance Company, Executive Risk Specialty Insurance Company and Westchester Fire Insurance Company.

Good cause appearing, IT IS HEREBY ORDERED that Plaintiffs' claims against Defendants Liberty Mutual Fire Insurance Company, Executive Risk Specialty Insurance Company and Westchester Fire Insurance Company are hereby dismissed without prejudice.

9 DATED:

UNITED STATES DISTRICT JUDGE